U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

UTILITY PATENT APPLICATION TRANSMITTAL LETTER **UNDER 37 C.F.R. 1.53(b)**

ATTORNEY DOCKET NO .:

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Address to:

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Transmitted herewith for filing is the patent application of

Inventor(s):

Eric FUGELSANG and Martin MUSZAK

For:

CANISTER INHALER HAVING A SPACER AND EASY TO OPERATE LEVER MECHANISM AND A FLEXIBLE, ELASTIC MOUTHPIECE

Enclosed are:

- 1. 26 sheets of specification, 5 sheets of claims and 1 sheet of abstract.
- 2. 13 sheets of drawings.
- 3. Declaration (copy from prior application (37 CFR 1.63(d)) (See 4. below).
- 4 Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under 3. above is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.
- 5 Continuing application information:

This application is a continuation of prior application Serial No. 10/084,215 filed February 25, 2002, which is a continuation-in-part of application Serial No. 09/804,508, filed March 12, 2001, now U.S. Patent No. 6,523,536.

6. The filing fees are <u>not</u> being paid at this time.

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Dated: March 2, 2004

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